

JOHNATHAN MCFARLAND,)
)
Plaintiff,)
)
vs.) Case No. 4:08CV621 CDP
)
UNITED PARCEL SERVICE,)
)
Defendant.)

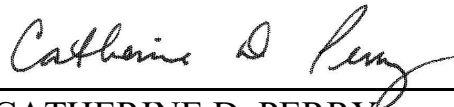
Plaintiff is a pro se litigant who brought suit alleging wrongful termination and violation of the Civil Rights Act of 1964 and the Labor Management Relations Act. Defendant moved to dismiss plaintiff's case for failure to state a claim. Defendant's motion was granted on May 29, 2008, because plaintiff failed to demonstrate that he exhausted his internal union remedies before filing suit.

Plaintiff’s “Response” does not set forth sufficient facts or evidence that would warrant re-opening his case. Because I continue to believe my earlier

ruling dismissing plaintiff's case is correct, I will decline to set aside the dismissal.

Accordingly,

IT IS HEREBY ORDERED that to the extent that plaintiff's "Response to Court Order" can be construed as a motion to re-open his case, that motion is denied.

A handwritten signature in cursive script, reading "Catherine D. Perry", is positioned above a horizontal line.

CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 12th day of June, 2008.